



Rec'd PCT/PTO 13 JUN 2005

S/N 10/527,179

PATENT

#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: OGATA Serial No.: 10/527,179  
Filed: March 7, 2005 Docket No.: 13357.0010USWO  
Title: MELANIN ELIMINATOR PREPARATION (AS AMENDED)

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 June 10, 2005.

By:

Name: Antonette Peters

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Commissioner:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in an International Search Report mailed December 9, 2003.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. §1.98(a)(3)):

WO 02/076935 corresponds to US 2004/0092586

WO 00/32235 corresponds to US 2002/0035243

WO 95/08564 corresponds to US 5,830,994

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to

establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

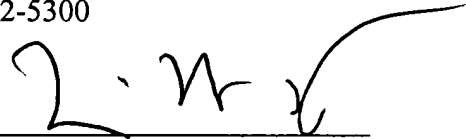


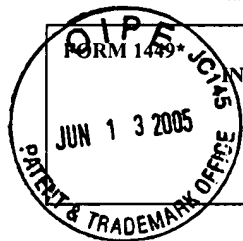
Dated: June 9, 2005

BHB/acp

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

By   
Brian H. Batzli  
Reg. No. 32,960



## INFORMATION DISCLOSURE STATEMENT

## IN AN APPLICATION

(Use several sheets if necessary)

Docket Number:

13357.0010USWO

Application Number:

10/527,179

Applicant: OGATA

Filing Date: March 7, 2005

Group Art Unit:

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US 5,830,994	11/1996	D'Hinterland et al.			
	US 2002/10035243	03/2002	Imfeld et al.			
	US 2004/0092586	05/2004	Ogata et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	JP 60-11494	01/1985	Japan			Abstract	
	JP 63-8316	01/1998	Japan			Abstract	
	WO 95/08564	03/1995	WIPO			Abstract/ see IDS	
	WO 00/20385	04/2000	WIPO			Abstract	
	WO 00/24734	05/2000	WIPO				
	WO 00/32235	06/2000	WIPO			Abstract/ see IDS	
	WO 01/49250	07/2001	WIPO				
	WO 02/076935	10/2002	WIPO			Abstract/ see IDS	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Bonomi et al. <u>Synthesis and characterization of iron derivatives of dihydrolipoic acid and dihydrolipoamide.</u> <i>Inorganica Chimica Acta</i> , Vol. 195, (1992) pp. 109-115.
	Bonomi et al. <u>Synthesis and characterization of metal derivatives of dihydrolipoic acid and dihydrolipoamide.</u> <i>Inorganica Chimica Acta</i> , Vol. 192 (1992), pp. 237-242.
	Kijima et al. <u>Electrochemical Study on Dihydrolipoamide-Iron (II) Complex and Its Chemical Reactivity.</u> <i>J. Org. Chem.</i> Vol. 50 (1985), pp. 2522-2524.
	Johannsen et al. <u>Studies on the Relationship between Chemical Structure and Pharmacokinetics of Tc-Thiolato Complexes.</u> <i>NucCompact</i> , Vol. 11, (1980), pp. 42-45. (ENGLISH ABSTRACT PROVIDED)

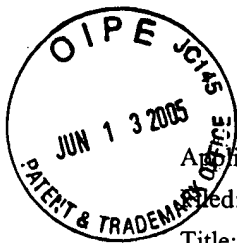
23552

PATENT TRADEMARK OFFICE

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.



JC02 Rec'd PCT/PTO 13 JUN 2005 PCT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: OGATA Serial No.: 10/527,179  
Filed: March 7, 2005 Docket: 13357.0010USWO  
Title: MELANIN ELIMINATOR PREPARATION (AS AMENDED)

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on June 18, 2005.

By: [Signature]  
Name: Antonette Peters

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450



Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449, 12 Reference(s)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300

By: [Signature]  
Name: Brian H. Batzli  
Reg. No.: 32,960  
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